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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

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11 J.J., a minor, by and through his Guardian *Ad
Litem*, Robert M. Vantress,

12 Plaintiff,

13 v.

14 OAK GROVE SCHOOL DISTRICT, a public
entity school district, EMANUAL (MANNY)
15 BARBARA, an individual, KATHERINE
BAKER, an individual, RICHARD
16 HOLTERMAN, an individual, TAMRA
UNCK, an individual, RISA QUON, an
individual, NANCY LETTENBERGER, an
individual, JACQUELINE ADAMS, an
individual, JEREMY NISHIHARA, an
individual, DIANNE LEMKE, an individual,
DENNIS HAWKINS, an individual, DEANNA
17 JEAN MOUSER, an individual and
ATKINSON, ANDELSON, LOYA, RUUD &
ROMO, a Professional Law Corporation,

18 Defendants.

CASE NO.: C08-05376 JW HRL

**STIPULATION TO CONTINUE
DEFENDANTS MOUSER AND
AALRR'S SLAPP MOTION UNTIL
MAY 2, 2011 AND [PROPOSED]
ORDER THEREON**

DATE: February 14, 2011

TIME: 9:00 a.m.

DEPT: 8, 4th Floor

JUDGE: Hon. James Ware

Complaint Filed: November 26, 2008
Trial Date: TBD

24 Pursuant to Northern District Civil Local Rule 6-2, it is hereby stipulated and agreed
25 among counsel for the Plaintiff, J.J., a minor, by and through his appointed Guardian ad Litem,
26 Robert M. Vantress, ("Plaintiff") and counsel for Defendants, Oak Grove School District,
Emanuel (Manny) Barbara, Katherine Baker, Richard Holterman, Tamara Unck, Risa Quon,
27 Nancy Lettenberger, Jacqueline Adams, Jeremy Nishihara, Dianne Lemke, Dennis Hawkins,
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STIPULATION TO CONTINUE DEFENDANTS MOUSER AND AALRR'S SLAPP MOTION AND
[PROPOSED] ORDER THEREON

1 Deanna Mouser, and Atkinson, Andelson, Loya, Ruud & Romo ("AALRR") (collectively
2 "Defendants") as follows:

3 WHEREAS, the Court has expressed a preference that the parties try to settle this case;

4 WHEREAS, Defendants Mouser and AALRR have duly noticed a motion to dismiss
5 under Rule 12(b)(6) and a special motion to strike under the anti-SLAPP statute (CCP 425.16)
6 that is scheduled to be heard on February 14, 2011;

7 WHEREAS, Plaintiff's counsel has expressed an intent to initiate discovery if the special
8 motion to strike under the anti-SLAPP statute is not continued for at least 60 days to allow time
9 for a settlement conference to occur and for discovery thereafter to occur before the special
10 motion to strike is heard;

11 WHEREAS, the parties would prefer to conduct the settlement conference before
12 incurring the expense of discovery;

13 NOW, THEREFORE, the Parties, through their respective counsel, agree and stipulate
14 that:

15 1. Defendants Mouser and AALRR's motion to dismiss under Rule 12(b)(6) will be
16 heard as scheduled on February 14, 2011;(Docket Item No. 159, 160)

17 2. Defendants Mouser and AALRR's special motion to strike under the anti-SLAPP
18 statute (CCP 425.16) will be continued until and will be heard by the Court on Monday, May 2,
19 2011;(Docket Item No. 152).

20 3. No discovery will be initiated or scheduled until after the settlement conference
21 has concluded.

22 IT IS SO STIPULATED.

23 DATED: 12/21/2010

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

25 By: /s/

26 Deanna J. Mouser
27 Attorneys for DEANNA JEAN MOUSER and
28 ATKINSON, ANDELSON, LOYA, RUUD & ROMO

1 DATED: 12/21/2010

DAVIS & YOUNG, APLC

2 By: /s/

3 Mark E. Davis

4 Attorneys for Defendants

5 DATED: 12/21/2010

6 VANTRESS LAW GROUP

7 By: /s/

8 Robert Vantress

9 Attorneys for Plaintiff

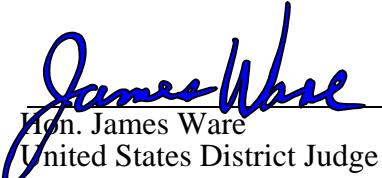
10 **ORDER**

11 PURSUANT TO THIS STIPULATION, IT IS ORDERED that: (1) Defendants Mouser
12 and AALRR's motion to dismiss under Rule 12(b)(6) will be heard as scheduled on
13 February 14, 2011; (2) Defendants Mouser and AALRR's special motion to strike under the
14 anti-SLAPP statute (CCP 425.16) will be continued until and will be heard by the Court on
15 Monday, May 2, 2011; and (3) No discovery will be initiated or scheduled until after the
16 settlement conference has concluded.

17 IT IS SO ORDERED.

18 DATED: January 3, 2011

19 By:


Hon. James Ware
United States District Judge

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Deanna Mouser, attest that concurrence in the filing of this document has been obtained from any signatories indicated by a “conformed” signature (/s/) within this e-filed document.

I declare under penalty of perjury that the foregoing is true and correct. Executed this
21st day of December, 2010 at Pleasanton, California.

/s/
Deanna J. Mouser

ATKINSON, ANDELSON, LOYA, RUUD & ROMO
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